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December 5, 2019

**VIA ECF & FEDEX**

The Honorable Stanley R. Chesler, U.S.D.J.  
United States District Court  
Martin Luther King, Jr. Federal Building  
50 Walnut Street  
Newark, New Jersey 07101

Re:    *Helsinn Healthcare S.A., et al. v. Teva Pharm. USA, Inc., et al.*  
      *Civil Action No. 14-4274 (SRC)(CLW)*

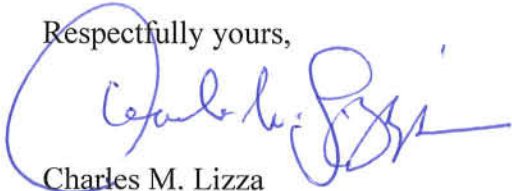
Dear Judge Chesler:

This firm, together with Paul Hastings LLP, represents Plaintiffs Helsinn Healthcare S.A., Helsinn Advanced Synthesis S.A., Helsinn Birex Pharmaceuticals Ltd., Helsinn Therapeutics (U.S.), Inc., and Eisai Inc. in the above-referenced matter.

We are pleased to inform the Court that the parties have reached an amicable resolution of this matter. Enclosed for Your Honor's consideration is a Dismissal Order, which, subject to Your Honor's approval, would dismiss this case without prejudice. If the enclosed Dismissal Order meets with the Court's approval, we respectfully request that Your Honor sign and have it entered on the docket.

Thank you for Your Honor's kind attention to this matter.

Respectfully yours,



Charles M. Lizza

Enclosure

cc:    Hon. Cathy L. Waldor, U.S.M.J. (via ECF)  
      All counsel (via e-mail)

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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

HELSINN HEALTHCARE S.A., HELSINN  
ADVANCED SYNTHESIS S.A., HELSINN  
BIREX PHARMACEUTICALS LTD.,  
HELSINN THERAPEUTICS (U.S.), INC., and  
EISAI INC.,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.  
and TEVA PHARMACEUTICAL  
INDUSTRIES, LTD.,

Defendants.

**Civil Action No. 14-4274 (SRC)(CLW)  
(Consolidated)**

**(Filed Electronically)**

**DISMISSAL ORDER**

This action for patent infringement (the “Litigation”) has been brought by Helsinn Healthcare S.A., Helsinn Advanced Synthesis S.A., Helsinn Birex Pharmaceuticals Ltd., Helsinn Therapeutics (U.S.), Inc., and Eisai Inc., (collectively, “Plaintiffs”) against Defendants Teva Pharmaceuticals USA, Inc. and Teva Pharmaceutical Industries, Ltd., (collectively, “Teva” or

“Defendants”) for alleged infringement of United States Patent No. 8,729,094 (the “Helsinn Patent”).

Plaintiffs and Teva now consent to this Dismissal Order and

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. All claims presented by Plaintiffs in the Litigation are hereby dismissed without prejudice and without costs, disbursements, or attorneys’ fees to any party.

2. This court retains jurisdiction over Plaintiffs and Teva for purposes of enforcing this Dismissal Order.

SO STIPULATED:

Date: December 5, 2019

By: 

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Teva Pharmaceuticals Industries Ltd.*

SO ORDERED:

This \_\_\_\_\_ day of \_\_\_\_\_, 2019

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Hon. Stanley R. Chesler, U.S.D.J.